

AMENDED IN SENATE MAY 4, 2009
AMENDED IN SENATE APRIL 2, 2009

SENATE BILL

No. 19

Introduced by Senator Simitian
(Principal coauthor: Senator Romero)
(Coauthors: Senators Alquist and Wyland)

December 1, 2008

An act to amend Section 10804 of the Education Code, relating to education data, ~~and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 19, as amended, Simitian. Education data.

Existing law requires the State Chief Information Officer to convene a working group representing specified entities to create a strategic plan to link education data systems and to accomplish specified objectives relating to the accessibility of education data. The State Chief Information Officer is required to deliver this strategic plan to the Legislature and the Governor no later than September 1, 2009.

This bill would ~~require that~~ *authorize* these provisions *to* be implemented using federal grant funds received pursuant to the Education Technical Assistance Act for Statewide Data Systems, as part of the American Recovery and Reinvestment Act of 2009, as specified. ~~The bill would appropriate funds for these purposes on a one-time basis~~ *American Recovery and Reinvestment Act of 2009 through that act's provision of funds for statewide data systems under the federal Education Technical Assistance Act.*

Vote: majority. Appropriation: ~~yes~~-no. Fiscal committee: ~~yes~~ no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. The Legislature finds and declares all of the~~
2 ~~following:~~

3 ~~(a) Several recent attempts to analyze and improve the state of~~
4 ~~education in California, such as the “Getting Down to Facts,”~~
5 ~~“Closing the Achievement Gap,” and “Students First” reports,~~
6 ~~have concluded that the dearth of high-quality, comprehensive,~~
7 ~~and longitudinal education data is significantly impeding the state’s~~
8 ~~capacity to assess, and therefore improve, education policy and~~
9 ~~investment decisions.~~

10 ~~(b) This information scarcity is particularly acute in areas where~~
11 ~~more and better data could help the state address its greatest~~
12 ~~education challenges, such as the achievement gap, preschool~~
13 ~~quality, and workforce and college preparation.~~

14 ~~(c) In addition to addressing these specific policy problems,~~
15 ~~better education data systems are a necessary precondition for~~
16 ~~continued learning at the institutional level and in the classroom.~~

17 ~~(d) Under California’s decentralized education system, there is~~
18 ~~no entity charged with ensuring that high-quality, comprehensive,~~
19 ~~and longitudinal data exists, and no entity accountable for its~~
20 ~~absence.~~

21 ~~SEC. 2.~~

22 ~~SECTION 1.~~ Section 10804 of the Education Code is amended
23 ~~to read:~~

24 10804. (a) The State Chief Information Officer appointed
25 pursuant to Section 11545 of the Government Code shall convene
26 a working group representing, at a minimum, the state board, the
27 Superintendent, the Chancellor of the California Community
28 Colleges, the University of California, the California State
29 University, and any other governmental entities that collect, report,
30 or use individual pupil education data that would become part of
31 the comprehensive education data system. The State Chief
32 Information Officer shall form an advisory committee to the
33 working group that includes school and district administrators,
34 teachers and faculty, education program providers, policymakers,
35 researchers, parents, and pupils.

36 (b) The working group convened pursuant to this section shall
37 create a strategic plan to link education data systems from all
38 segments and to accomplish all of the following:

1 (1) Provide an overall structural design for the linked education
2 data systems.

3 (2) Examine current state education data systems.

4 (3) Examine the protocols and procedures to be used by state
5 agencies in data processing, including, but not limited to,
6 collecting, storing, manipulating, sharing, retrieving, and releasing
7 data so as to enable each state agency to accurately and efficiently
8 collect and share data with the other state agencies while complying
9 with all applicable state and federal privacy laws.

10 (4) Identify specific procedures and policies that would be
11 necessary to ensure the privacy of pupil record information so as
12 to meet both federal requirements and the higher expectations of
13 privacy held by the state.

14 (c) The strategic plan shall be delivered by the State Chief
15 Information Officer to the Legislature and the Governor on or
16 before September 1, 2009.

17 (d) This section ~~shall~~ *may* be implemented using federal grant
18 funds received pursuant to the ~~Education Technical Assistance~~
19 ~~Act for Statewide Data Systems~~, as part of the American Recovery
20 ~~and Reinvestment Act of 2009 (Public Law 111-5)~~, which are
21 ~~appropriated for these purposes on a one-time basis. Appropriations~~
22 ~~made pursuant to this subdivision may be authorized not sooner~~
23 ~~than 30 days after notification to and approval by the Chairperson~~
24 ~~of the Joint Legislative Budget Committee. American Recovery~~
25 ~~and Reinvestment Act of 2009 (Public Law 111-5) through that~~
26 ~~act's provision of funds for statewide data systems under the~~
27 ~~federal Education Technical Assistance Act (20 U.S.C. Sec. 9601~~
28 ~~et seq.).~~